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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/023,757	12/21/2001	Alison J. Lennon	169.2260	3065
5514	7590	09/21/2005	EXAMINER	
FITZPATRICK CELLA HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112			HU, JINSONG	
			ART UNIT	PAPER NUMBER
			2154	

DATE MAILED: 09/21/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

10/023,757

Applicant(s)

LENNON, ALISON J.

Examiner

Jinsong Hu

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 01 August 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-56 is/are pending in the application.
- 4a) Of the above claim(s) 1-14; 17-36, 39-46, 48 and 54-56 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 15, 16, 37, 38, 47 and 49-53 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some \* c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 7/31/02; 2/26/04.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

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### DETAILED ACTION

1. Applicant's election with traverse of claims 15-16, 37-38, 47 and 49-53 in the reply filed on 8/1/05 is acknowledged. The traversal is on the ground(s) that the claims are all directed to the same field of art. This is not found persuasive because applicant does not provide any detail information regarding the classification of the claims.

The requirement is still deemed proper and is therefore made FINAL.

2. Claims 15-16, 37-38, 47 and 49-53 are presented for examination.

### ***Claim Rejections - 35 USC § 102***

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this

Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 15-16, 37-38, 47 and 49-53 are rejected under 35 U.S.C. 102(e) as being anticipated by Crandall et al. (US 6,321,228).

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5. As per claim 15, Crandall teaches the invention as claimed including a method of forming a searchable list of computer network locations, said method comprising the steps of:

monitoring, at a server to a plurality of network subscribers, bookmarking activities of said subscribers with respect to certain ones of said network locations [col. 2, lines 50-53; col. 6, line 64 – col. 7, line 3];

forming a list of network identifiers bookmarked by individual ones of said subscribers [col. 2, lines 10-24 & 35-38; col. 6, lines 44-51; col. 3, lines 4-22; col. 7, lines 4-40]; and

ordering said network identifiers in said list according to a frequency of bookmarking by said subscribers [col. 2, lines 24-30; col. 8, lines 13-27].

6. As per claim 16, Crandall teaches the step of monitoring accesses by individual ones of said subscribers to said network identifiers within said list to modify said frequency; and re-ordering said list according to said modified frequency [col. 7, lines 4-29].

7. As per claims 37-38, since they are computer program claims of claims 15-16, they are rejected for the same basis as claims 15-16 above.

8. As per claim 47, since it is a apparatus claim of claims 15-16, it is rejected for the same basis as claims 15-16 above.

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9. As per claim 49, Crandall teaches the invention as claimed including a browser application for operation upon a subscriber terminal, said application comprising means for signaling, to a server to which said application couples, a bookmarking of a location accessed by said application, said location being within a computer network incorporating said server [col. 5, lines 7-22].

10. As per claims 50-52, Crandall teaches the invention as claimed including a server operating within a computer network, said server having at least one user browser application associated therewith and via which said user browser application accesses locations within said network [col. 5, lines 7-22], said server comprising:

means for receiving from said user browser application, bookmark information relating to a location recorded for subsequent access by said user browser application [col. 3, lines 4-22]; and

means for integrating said bookmark information received from plural ones of said user browser applications to form a database of said bookmark information [col. 7, lines 4-40].

11. As per claim 53, Crandall teaches the bookmark information further comprises a count of a number of accesses to said location [col. 6, lines 15-20].

### ***Conclusion***

12. The prior art made of record and not relied upon is considered pertinent to

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applicant's disclosure:

Ahuja et al. (US 6,175,869), Blockton et al. (US 2001/0029538), McTernan et al. (US 2001/0027401), Anwar (US 6,490,577), Lee et al. (US 6,643,643) and Dutta (6,718,365) disclose web site searching system.

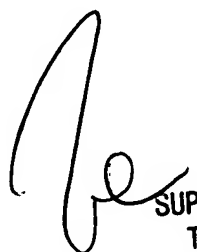
13. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jinsong Hu whose telephone number is (571) 272-3965. The examiner can normally be reached on 8:00 AM - 5:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John A. Follansbee can be reached on (571) 272-3964. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Jinsong Hu

September 15, 2005

 **JOHN FOLLANSBEE**  
**SUPERVISORY PATENT EXAMINER**  
**TECHNOLOGY CENTER 2100**